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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/765,207	01/17/2001	Ansgar Brock	P0021US00	5731

29490 7590 07/22/2002

TIMOTHY L. SMITH
GENOMICS INSTITUTE OF THE
NOVARTIS RESEARCH FOUNDATION
10675 JOHN JAY HOPKINS DRIVE, SUITE E225
SAN DIEGO, CA 92121-1127

EXAMINER

NOLAND, THOMAS

ART UNIT

PAPER NUMBER

2856

DATE MAILED: 07/22/2002

Please find below and/or attached an Office communication concerning this application or proceeding.

09/765,207



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Commissioner of Patents and Trademarks

Notice of Non Entry of Interfering
Preliminary Amendment

Art Unit: 2856

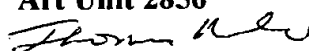
1. The preliminary amendment filed June 7, 2002 has not been entered because it would unduly interfere with the first office action. Note 37 CFR 1.115(b). It was filed more than 3 months from the filing date of the application and was not processed for entry and consideration by the examiner until July 16, 2002, after the mailing of the first office action. The amendment would cancel all previous claims and add even more new claims and thus its consideration would be unduly burdensome at this time.
2. If the required response to the restriction mailed June 21, 2002 resubmits the unentered amendment Applicant must still make an election and indicate which of the new claims, which would now begin with claim 68, corresponds to the group being elected. Said elected group must be consistent with the originally identified group in the restriction requirement.
3. The IDS filed June 12, 2002 will be treated in the next office action on the merits. A cursory review appears to indicate compliance with 37 CFR 1.97(b)(3) and 37 CFR 1.98 and thus it appears to be required to be considered.
4. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Tom Noland whose telephone number is (703) 305-4765. The examiner can normally be reached on weekdays from 9:00 to 5:30.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Mr. Hezron E. Williams, can be reached on (703) 305-4705.

The fax phone number for the organization where this application or proceeding is assigned is (703) 308-7722.

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the receptionist whose telephone number is (703) 308-0956.

Thomas P. Noland
Primary Examiner
Art Unit 2856



tpn
July 17, 2002

Hezron E. Williams
Supervisory Primary Examiner
Art Unit 2856

